

UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO

-----X

In re:

PROMESA
Title III

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

No. 17 BK 3283-LTS
(Jointly Administered)

THE COMMONWEALTH OF PUERTO RICO,
et al.,

Debtors.

-----X

[Related to Docket #18394]

**EXHIBIT LIST, WITNESS LIST AND IDENTIFICATION OF PREVIOUSLY-FILED
DECLARATIONS OF INDIVIDUAL BONDHOLDER (PETER C. HEIN)**

This document is filed pursuant to Docket#18394. I plan to rely upon the documents and exhibits in the record, and the declarations I have previously submitted, including those I filed on October 19, 2021 in #18575 and those I filed in opposition to FOMB's in limine motion (#18181) and in connection with the disclosure statement hearing (#16908, #16977 and #17536). Attached hereto is a list of certain of the documents and exhibits referred to in #18575 and in my other prior filings. Legislative history and other similar legal authority-type materials are not included. I reserve all rights, including the right to offer other documents and exhibits in response to materials offered, or arguments made, by other parties.

October 22, 2021

Respectfully Submitted,

/s/ Peter C. Hein
Peter C. Hein
101 Central Park West, Apt. 14E
New York, NY 10023
917-539-8487
petercheinsr@gmail.com

Exhibit List

I intend to offer and rely upon the documents and exhibits referred to in #18575, #18181 and certain other filings, including the following:

<u>Exhibit No.</u>	<u>Exhibit or Document</u>	<u>Description</u>
Hein Ex. 1	#9508-2	Official Statement for Series 2012A Commonwealth General Obligation Bonds (excerpts)[This set of excerpts are cited in #18575]
Hein Ex. 2	#18575-page-77-to-106-of-303 (Exhibit A to #18575)	Official Statement for Public Building Authority bonds Series Q (excerpts)
Hein Ex. 3	#7961-1-page-6-to-8-of-71	Screenshot taken 6/24/2019 from Puerto Rico “Investor Resources” website for Commonwealth of Puerto Rico
Hein Ex. 4	#10029-5	Screenshot taken 1/9/2020 of Puerto Rico “Investor Resources” webpage for Commonwealth of Puerto Rico
Hein Ex. 5	#18575-page-107-to-126-of-303 (Exhibit B to #18575)	Kobre & Kim August 20, 2018 report (excerpts)
Hein Ex. 6	#18575-page-127-to-137-of-303 (Exhibit C to #18575)	Summary of bank account balances for the Commonwealth of Puerto Rico and its instrumentalities, information as of August 31, 2021, dated September 30, 2021 (excerpts)
Hein Ex. 7	#18575-page-138-to-153-of-303 (Exhibit D to #18575)	Puerto Rico Department of the Treasury, Treasury single account, FY 2022 cash flow as of October 1, 2021 (excerpts)

<u>Exhibit No.</u>	<u>Exhibit or Document</u>	<u>Description</u>
Hein Ex. 8	#17628-8	Commonwealth 4/23/2021 fiscal plan, certified by FOMB ¹ (excerpts)
Hein Ex. 9	#15988-5	Commonwealth 5/27/2020 fiscal plan, certified by FOMB (excerpts)
Hein Ex. 10	#18181-page-103-to-of-157	United States Census “quick facts” Puerto Rico
Hein Ex. 11	#18181-page-106-to-121-of-157	6/30/2021 TSA cash flow report (excerpts)
Hein Ex. 12	#18575-page-154-to-157-of-303 (Exhibit E to #18575)	FAFAA PayGo and individual contribution debt by entity, June 30, 2018 (excerpts)
Hein Ex. 13	#18575-page-158-to-160-of-303 (Exhibit F to #18575)	FAFAA PayGo and individual contribution debt by entity, August 15, 2019 (excerpts)
Hein Ex. 14	#18575-page-161-to-164-of-303 (Exhibit G)	FAFAA PayGo and individual contribution debt by entity, for the month of June FY2020 (excerpts)
Hein Ex. 15	#18575-page-165-to-168-of-303 (Exhibit H)	FAFAA PayGo and individual contribution debt by entity, for the month of June FY2021 (excerpts)
Hein Ex. 16	#18575-page-169-of-303 (Exhibit I)	CRIM summary of current year tax billings vs. current year tax collections

¹ The 4/23/2021 and 5/27/2020 certified fiscal plans, as well as other FOMB-prepared or Commonwealth-prepared documents, are offered to put into the record particular statements or admissions that I have referenced in my objections or that I may reference in the confirmation hearing. By listing these documents as exhibits, I am not adopting them or agreeing that they are accurate or correct. In those cases where a document has been prepared by representatives of FOMB, AAFAF or Commonwealth, even where I list the document as an exhibit, I reserve the right to object to the proffer by others of any portions of such documents for the truth of the statements therein.

<u>Exhibit No.</u>	<u>Exhibit or Document</u>	<u>Description</u>
Hein Ex. 17	#18575-page-171-to-172-of-303 (Exhibit K)	Commonwealth of Puerto Rico, update on fiscal and economic progress, FY 2014 Q1 Investor Webcast-October 15, 2013 (excerpts)
Hein Ex. 18	#18575-page-173-to-177-of-303 (Exhibit L)	Commonwealth of Puerto Rico tax reform assessment project, executive summary, October 31, 2014 (excerpts)
Hein Ex. 19	#18575-page-178-to-182-of-303 (Exhibit M)	Screenshots from invest Puerto Rico website re Puerto Rico tax incentives
Hein Ex. 20	#18575-page-183-to-187-of-303 (Exhibit N)	FAFAA, “prepared for the FOMB”, requirement 2(G), Office of the Administration and Transformation of Human Resources, Attendance Report, as of October 2020
Hein Ex. 21	#18575-page-188-of-303 (Exhibit O)	Screenshot from Puerto comptroller contract registry showing 9789 advertising, representation and artistic services contracts
Hein Ex. 22	#18575-page-189-to-190-of-303 (Exhibit P)	Excerpts from Excel spreadsheet downloaded from Puerto Rico comptroller contract registry, showing dollar amount of advertising, representation or artistic services contracts of \$301,418,709.56
Hein Ex. 23	#18575-page-191-of-303 (Exhibit Q)	Screenshots from Puerto Rico comptroller contract registry showing 9918 consulting services contracts

<u>Exhibit No.</u>	<u>Exhibit or Document</u>	<u>Description</u>
Hein Ex. 24	#18575-page-192-to-194-of-303 (Exhibit R)	Excerpts from Excel spreadsheet downloaded from Puerto Rico comptroller contract registry showing aggregate dollar value of consulting services contracts of \$2,375,668,318.52
Hein Ex. 25	#18575-page-195-of-303 (Exhibit S)	List of Christmas bonuses paid produced by AFAAF
Hein Ex. 26	#18575-page-196-to-197-of-303 (Exhibit T)	World Bank doing business 2017 (excerpt)
Hein Ex. 27	#18575-page-198-to-199-of-303 (Exhibit U)	World Bank doing business 2020 (excerpt)
Hein Ex. 28	#18575-page-200-to-202-of-303 (Exhibit V)	Letter from FOMB dated 10/14/2021 to Gov. Pierluisi,, President of Senate of Puerto Rico and Speaker of the House of Representatives of Puerto Rico
Hein Ex. 29	#18575-page-203-to-204-of-303 (Exhibit W)	FOMB 10/8/2021 statement
Hein Ex. 30	#18575-page-215-to-216-of-303 (Exhibit AA)	FOMB 10/12/2021 letter to Secretary of Department of Treasury, Government of Puerto Rico
Hein Ex. 31	#18575-page-217-to-219-of-303 (Exhibit BB)	Puerto Rico tax expenditure report for tax year 2018 (excerpts)
Hein Ex. 32	#18575-page-220-to-227-of-303 (Exhibit CC)	FAFAA Puerto Rico Department of Treasury, Treasury single account, FY2018 cash flow (as of June 29, 2018) (excerpts)
Hein Ex. 33	#18575-page-228-to-243-of-303 (Exhibit D)	FAFAA Puerto Rico Department of Treasury, Treasury single account, FY2021 cash flow for the month of June FY21 and Q4 FY21 (excerpts)

<u>Exhibit No.</u>	<u>Exhibit or Document</u>	<u>Description</u>
Hein Ex. 34	#18575-page-244-to-250-of-303 (Exhibit EE)	10/7/2021 Voluntary Corporate Action notice from Merrill regarding CUSIP 74514LB63 (redacted)
Hein Ex. 35	#18575-page-251-to-256-of-303 (Exhibit FF)	Notice dated 10/1/2021 from Merrill with respect to CUSIP 74514LB63 (redacted)
Hein Ex. 36	#18575-page-257-to-260-of-303 (Exhibit GG)	Declaration of Mark Elliott dated 10/15/201
Hein Ex. 37	#18575-page-261-to-267-of-303 (Exhibit HH)	AAFAF responses and objections, dated 8/27/2021, to requests for production of Peter C. Hein – Set 1 (excerpts)
Hein Ex. 38	#18575-page-268-to-272-of-303 (Exhibit II)	FOMB responses and objections, dated 8/27/2021, to requests for production of Peter C. Hein – Set 1 (excerpts)
Hein Ex. 39	#18575-page-273-to-278-of-303 (Exhibit JJ)	AAFAF responses and objections, dated 9/24/2021, to requests for production of Peter C. Hein – Set 2 (excerpts)
Hein Ex. 40	#18575-page-279-to-286-of-303 (Exhibit KK)	FOMB responses and objections, dated 9/24/2021, to requests for production of Peter C. Hein – Set 2 (excerpts)
Hein Ex. 41	#18575-page-287-to-295-of-303 (Exhibit LL)	AAFAF responses and objections, dated 9/27/2021, to interrogatories of Peter C. Hein – Set 1 (excerpts)
Hein Ex. 42	#18575-page-296-to-303-of-303 (Exhibit MM)	FOMB responses and objections, dated 9/27/2021, to interrogatories of Peter C. Hein - Set 1 (excerpts)
Hein Ex. 43	#18181-page-122-to-124-of-157 (Exhibit E to #18181)	June 1, 2021 press release of Puerto Rico Federal Affairs Administration

<u>Exhibit No.</u>	<u>Exhibit or Document</u>	<u>Description</u>
Hein Ex. 44	#18181-page-125-to-126-of-157 (Exhibit F to #18181)	Budget of the US Government, fiscal year 2022 (excerpts)
Hein Ex. 45	#18181-page-127-of-157 (Exhibit G to #18181)	July 29, 2021 press release of Puerto Rico Federal Affairs Administration
Hein Ex. 46	#18181-page-128-to-130-of-157 (Exhibit H to #18181)	Press release dated September 15, 2021 from office of resident Commissioner Jennifer Gonzalez-Colón
Hein Ex. 47	#18181-page-131-to-134-of-157 (Exhibit I to #18181)	Report entitled “White House confirms Medicaid funding for Puerto Rico to avoid a fiscal cliff in the short term” from El Nuevo Dia
Hein Ex. 48	#18181-136-to-144-of-157 (Exhibit J to #18181)	Commonwealth of Puerto Rico basic financial statements for year ended June 30, 2018 with independent auditors report (excerpts)
Hein Ex. 49	#18181-page-145-to-149-of-157	Summary of bank account balances for governmental Puerto Rico, as of July 30, 2021, dated August 31, 2021 (excerpts)
Hein Ex. 50	#18181-page-150-to-152-of-157 (Exhibit L to #18181)	FAFAA Puerto Rico Department of Treasury, Treasury single account, FY 2022 cash flow, as of September 3, 2021 (excerpts)
Hein Ex. 51	#18181-page-156-to-157-of-157 (Exhibit N to #18181)	FOMB 9/15/2021 letter to Governor Pierluisi, President of the Senate of Puerto Rico and Speaker of the House of Representatives of Puerto Rico
Hein Ex. 52	#18439-page-21-of-36-of-38 (Exhibit F to #18439)	9/14/2021 notice from Morgan Stanley re CUSIP 74514LWZ6 (redacted)

<u>Exhibit No.</u>	<u>Exhibit or Document</u>	<u>Description</u>
Hein Ex. 53	#18439-page-37-to-38-of-38 (Exhibit G to #18439)	Declaration of Mark Elliott dated October 6, 2021
Hein Ex. 54	#18306-page-24-to-30-of-30 (Exhibit D to #18306)	9/24/2021 voluntary corporate action notice from Merrill re CUSIP 74514LB63 (redacted)
Hein Ex. 55	#18237-page-16-to-31-of-35 (Exhibit A and B to #18237)	9/14/2021 notice from Merrill re CUSIP 74514LB63 (redacted) accompanied by 9-13-2021 Prime Clerk memo with list of CUSIPs
Hein Ex. 56	#18237-page-32-to-35-of-35 (Exhibit C to #18237)	Screenshot of Prime Clerk website link for “noteholder solicitation materials”
Hein Ex. 57	#17649-page-4-to-8-of-29 (Exhibit A to #17649)	8/2/2021 voluntary corporate action notice from Merrill regarding exchange opportunity posted in “Communications” tab of online account at Merrill (redacted)
Hein Ex. 58	#17649-page-9-to-24-of-29 (Exhibit B to #17649)	Alert of EMMA filing 7/27/2021 11:00 PM, followed by notice to holders of uninsured bonds regarding exchange opportunity (posted on EMMA), followed by copy of PSA (excerpts)
Hein Ex. 59	#17649-page-25-to-29-of-29 (Exhibit C to #17649)	Alert of EMMA filing 7/30/2021 5:00 PM, followed by notice to holders of uninsured bonds regarding exchange opportunity (posted on EMMA)
Hein Ex. 60	#17524-page-23-to-26-of-41 (Exhibit A to #17524)	FOMB 9/27/2019 media release “Oversight Board proposes plan of adjustment to restructure Commonwealth of Puerto Rico debt and other claims”

<u>Exhibit No.</u>	<u>Exhibit or Document</u>	<u>Description</u>
Hein Ex. 61	#17524-page-27-to-33-of-41 (Exhibit B to #17524)	FAAFA Puerto Rico Department of the Treasury, treasury single account, FY 2022 cash flow, as of July 9, 2021 (excerpts)
Hein Ex. 62	#17524-page-37-to-41-of-41 (Exhibit D to #17524)	Summary of holdings of certain ad hoc bondholder groups referred to in FOMB opposition brief
Hein Ex. 63	#16908-page-48-to-69-of-178 (Exhibit A to #16908)	Official statement for Commonwealth of Puerto Rico GO bonds, series 2009C (December 3, 2009) (excerpts)
Hein Ex. 64	#16908-page-70-to-97-of-178 (Exhibit B to #16908)	Official statement for Commonwealth of Puerto Rico GO series 2012A, dated March 7, 2012 (excerpts)[This set of excerpts are more comprehensive than those in #9508-2]
Hein Ex. 65	#16908-page-98-to-112-of-178 (Exhibit C to #16908)	Trading histories from Municipal Securities Rulemaking Board Electronic Municipal Market Access (“EMMA”) database for CUSIP 74514LWA1, 74514LB63
Hein Ex. 66	#16908-page-113-to-120-of-178 (Exhibit E to #16908)	Employees’ Retirement System of the Government of the Commonwealth of Puerto Rico, basic financial statements and required supplementary information, June 30, 2017, with independent auditors’ report thereon
Hein Ex. 67	#16908-page-121-to-127-of-178 (Exhibit F to #16908)	Puerto Rico Government Employees Retirement System, June 30, 2017 actuarial valuation report (excerpts)

<u>Exhibit No.</u>	<u>Exhibit or Document</u>	<u>Description</u>
Hein Ex. 68	#16908-page-128-to-144-of-178 (Exhibit G to #16908)	Commonwealth of Puerto Rico comprehensive annual financial report year ended June 30, 2011 (excerpts)
Hein Ex. 69	#16908-page-145-to-150-of-178 (Exhibit H to #16908)	Commonwealth of Puerto Rico basic financial statements and required supplementary information, June 30, 2013, with independent auditors' report thereon (excerpts)
Hein Ex. 70	#16908-page-151-to-155-of-178 (Exhibit J to #16908)	Commonwealth of Puerto Rico basic financial statements and required supplementary information, June 30, 2017, with independent auditors' report thereon, preceded by EMMA filing cover sheet (excerpts)
Hein Ex. 71	#16908-page-161-to-171-of-178 (Exhibit M to #16908)	Commonwealth fiscal plan dated June 29, 2018, as certified by FOMB (excerpts)
Hein Ex. 72	Exhibit NN	10/20/2021 EMMA posting of Treasury single account, FY 2022 cash flow, as of 10/8/2021 (excerpt)
Hein Ex. 73	Exhibit OO	10/21/2021 FOMB statement
Hein Ex. 74	#7961-1-page-33-to-34-of-71	Commonwealth of Puerto Rico basic financial statements, June 30, 2016, with independent auditors' report thereon (excerpts)
Hein Ex. 75	#7961-1-page-56-to-66-of-71	Contract 2018-00172 between Banco Popular and Puerto Rico Department of Treasury
Hein Ex. 76	#7961-1-page-67-of-71	Department of Treasury Circular Letter 1300-33-18

<u>Exhibit No.</u>	<u>Exhibit or Document</u>	<u>Description</u>
Hein Ex. 77	#10029-4	Commonwealth of Puerto Rico comprehensive annual financial report, year ended June 30, 2012
Hein Ex. 78	#18575-page-170-of-303 (Exhibit J to #18575)	Summary of PayGo costs produced by AAFAF

Declarations List

<u>Record Location</u>	<u>Description</u>
#18575-page-49-of-303 (applicable to #18575-page-14-to-48-of-303)	Peter Hein Declaration 10/19/2021
#18575-page-51-to-75-of-303	Peter Hein Declaration 10/19/2021
#18181-page-21-to-25-of-157	Peter Hein Declaration 9/21/2021
#16908-page-43-to-47-of-178	Peter Hein Declaration 6/9/2021
#16908-page-41-of-178 (applicable to #16908-page-7-to-40-of-178)	Peter Hein Declaration 6/9/2021
#16977-page-19-of-20 (applicable to #16977-page-6-to-18-of-20)	Peter Hein Declaration 6/15/2021
#17536-page-7-of-8 (applicable to #17536-page-3-to-6-of-8)	Peter Hein Declaration 7/28/2021
#18575-page-257-to-260-of-303	Mark Elliott Declaration 10/15/2021
#18439-page-37-to-38-of-38	Mark Elliott Declaration 10/6/2021

Certificate of Service

I, Peter C. Hein, certify that I have caused the foregoing “Exhibit List, Witness List And Identification Of Declarations of Individual Bondholder (Peter C. Hein)” to be served via the Court’s CM/ECF system.

Dated: October 22, 2021

/s/ Peter C. Hein

Peter C. Hein